UNITED STATES DISTRICT COURT FOR THE DISTRICT OF RHODE ISLAND

MICHAEL F. SABITONI, As Trustee of the Rhode Island Laborers Health Fund; the Rhode Island Laborers' Pension Fund; the New England Laborers' Training Trust Fund; the New England Laborers' Labor Management Cooperation/Trust Fund; the New England Laborers' Health & Safety Fund; the Rhode Island Laborers' Unified Trust Fund; the Rhode Island Laborers' Annuity Fund; the Rhode Island Laborers' Legal Services Fund; the Rhode Island Construction Industry Advancement Fund; and the RHODE ISLAND LABORERS' DISTRICT COUNCIL OF THE LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, AFL-CIO,

v. : C.A. No. 18-295-JJM-PAS

:

CHEROKEE CONSTRUCTION, INC.

NOTICE OF VOLUNTARY DISMISSAL

Now come Plaintiffs, Michael F. Sabitoni as Trustee of the Rhode Island Laborers' Health Fund, *et al.*, and hereby voluntarily dismiss this action against Defendant Cherokee Construction, Inc., pursuant to Rule 41(a)(1)(A) of the Federal Rules of Civil Procedure.

Plaintiffs, MICHAEL F. SABITONI, et al. By their Attorneys,

/s/ Robert P. Brooks

ROBERT P. BROOKS (#3721) ADLER POLLOCK & SHEEHAN P.C. One Citizens Plaza, 8th Floor Providence, RI 02903-1345 Tel: (401) 274-7200

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CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of August, 2018, I filed the within through the ECF system, and that notice will be sent electronically to all counsel who are registered participants identified in the Mailing Information for Case No. 18-404-WES-LDA. I further certify that I sent a copy of the within via first class mail to the registered agent for the following non-registered participant:

Louis Fresolone, Agent for Service Cherokee Construction, Inc. 1060 C Toll Gate Road Warwick, RI 02886

/s/ Robert P. Brooks